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13 Attorneys for Defendant

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 KELLY L. SACKETT, ) Case No: 2:17-cv-00223-JAD-GWF  
17 Plaintiff )  
18 v. )  
19 NANCY A. BERRYHILL, Acting ) **JOINT STIPULATION FOR EXTENSION**  
20 Commissioner of Social Security,<sup>1</sup>) **OF TIME TO FILE DEFENDANT'S**  
21 Defendant. ) **CROSS-MOTION TO AFFIRM**  
22 \_\_\_\_\_) **(First Request)**

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24 \_\_\_\_\_  
25 <sup>1</sup> Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d)  
26 of the Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Carolyn W.  
Colvin as the defendant in this suit. No further action needs to be taken to continue this case by  
reason of the last sentence of section 205(g) of the Social Security Act. 42 U.S.C. § 405(g).

1 Plaintiff Kelly L. Sackett (Plaintiff) and Defendant Nancy A. Berryhill, Acting  
2 Commissioner of Social Security (the Commissioner), stipulate, with the approval of this Court,  
3 to an extension of time for the Commissioner to file her Cross-Motion To Affirm by thirty days  
4 from June 21, 2017 to July 21, 2017, with all other dates in this Court's Order Concerning Review  
5 Of Social Security Cases extended accordingly. This is the Commissioner's first request for an  
6 extension.

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20      There is good cause because, since Plaintiff filed his Motion For Reversal And/Or Remand  
21 (Plaintiff's Motion), counsel has had numerous other deadlines, including District Court briefs, a  
22 dispositive motion in an employment law case, and an oral argument in a District Court case.  
23 Counsel was also out of the office on approved leave for nearly two weeks in May and, as of June  
24 5, 2017, will be out of the office on extended leave. This case will be transferred to another  
25 attorney in the office. As a result, the Commissioner needs additional time to properly respond to

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1 the issues Plaintiff raised in her Motion. Counsel makes this request in good faith and without any  
2 intention of undue delay. Plaintiff has no objection to this request.

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4 Respectfully submitted,

5 Date: June 2, 2017

GERALD M. WELT  
6 Attorney at Law

7 By: /s/\* Marc V. Kalagian  
MARC V. KALAGIAN  
8 Attorney at Law  
\*by email authorization on 6/2/17

9 Attorneys for Plaintiff

10  
11 Date: June 2, 2017

12 STEVEN W. MYHRE  
13 Acting United States Attorney  
BLAINE T. WELSH  
Chief, Civil Division

14 By: /s/ April A. Alongi  
APRIL A. ALONGI  
15 Special Assistant United States Attorney

16 Attorneys for Defendant

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19 IT IS SO ORDERED.

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22 DATE: June 5, 2017

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24 THE HONORABLE GEORGE FOLEY, JR.  
United States Magistrate Judge

1                   **DEFENDANT'S CERTIFICATE OF SERVICE**

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3 I certify that I caused the Joint Stipulation For Extension Of Time To File Defendant's Cross-  
4 Motion To Affirm (First Request) to be served, via CM/ECF notice, on:

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6                   MARC V. KALAGIAN  
7                   Attorney at Law  
8                   rohlfing.kalagian@rksslaw.com

9  
10                  Date: June 2, 2017

11                  STEVEN W. MYHRE  
12                  Acting United States Attorney  
13                  BLAINE T. WELSH  
14                  Chief, Civil Division

15                  By: /s/ April A. Alongi  
16                  APRIL A. ALONGI  
17                  Special Assistant United States Attorney

18                  Attorneys for Defendant

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